

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

IN RE
VITAMIN C ANTITRUST LITIGATION

X
1:06-MD-01738
(DGT) (JO)

This Document Relates To:

ANIMAL SCIENCE PRODUCTS, INC., *et al.*,
Plaintiffs,

X
CV-05-453

vs.
HEBEI WELCOME PHARMACEUTICAL
CO., LTD., *et al.*,
Defendants.

STIPULATION REGARDING
MOTION TO DISMISS

IT IS HEREBY STIPULATED AND AGREED by and between the parties, by their
undersigned attorneys, that:

1. Defendants' motion to dismiss the complaint based on various defenses, including
the act of state doctrine, the foreign sovereign compulsion defense and international comity,
which is presently sub judice before the Court, shall continue to be decided with respect to said
complaint, but shall be deemed to apply with equal force and be determinative of the sufficiency
of the First Amended Class Action Complaint dated January 31, 2007;

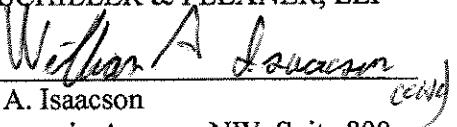
2. Defendants shall not be required to answer or move with respect to the First Amended Class Action Complaint until twenty (20) days following the decision of the Court with respect to the aforesaid motion to dismiss.

Dated: February 13, 2007

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SO ORDERED: _____

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